Deposited: September 8, 2005

I hereby ceptify that this correspondence is being deposited with the United States Postal Service Express mail under 37/CFR 1.10 on the date indicated above and is addressed to: Commissioner for Patents, Alexandria, VA

22313-1450

Ruth Montalvo

Date: September 8, 2005

Docket No.: GK-ZEI-3049Div/500343.20242

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Customer No.

26418

Applicant:

Thomas Weyh et al.

Serial No.:

10/804,258

Filed:

March 18, 2004

Examiner:

Mark A. Robinson

Group Art Unit:

2872

For:

Arrangement for Illumination and/or

Detection in a Microscope

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is filed in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98. Enclosed is Form PTO-1449 which lists the references being cited along with a copy of each of the references.

09/13/2005 EAYALEW1 00000073 10804258

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180,00 OP

The references may be deemed to be pertinent to the above-identified application and are being made of record to assist the Patent and Trademark Office in its examination of this application. The Examiner is respectfully requested to fully consider each of the items and to independently ascertain their teaching.

1. 

Enclosed is PTO Form 1449 (and a duplicate thereof)

1. 

Items listed on the enclosed Form PTO-1449 are not in the English language.

1.	$\boxtimes$	Enclosed is PTO Form 1449 (and a duplicate thereof).
2.		Items listed on the enclosed Form PTO-1449 are not in the English language.
		For each of the following items, an English- language translation of that item or a portion thereof or a concise explanation of the relevance of that item is attached:
		For each of the following items, a concise explanation of that item is incorporated in the specification of the above-identified application:
		For each of the following items, a corresponding U.S. or other English-language patent is enclosed. Please consider the U.S. or other English-language patents in accordance with the procedure set forth in MPEP § 609:
3.		Submission in Accordance with 37 CFR § 1.98(d).
		Any copy of the items listed on the enclosed Form PTO-1449 that is not enclosed with this Information Disclosure Statement was previously cited by or submitted to the Patent and Trademark Office in Application Serial No. [Ser. No.], filed [Date], of which the present application relies upon for an earlier filing date under 35 U.S.C. 120.
4.		Submission in Accordance with 37 CFR § 1.97(b).
		This Information Disclosure Statement is being filed
		With the Request for Continued Examination (RCE) Transmittal
		Within three months of the filing date of a national application;
		Within three months of the date of entry of the national stage in an international application; or
		Before the mailing date of a first Office Action on the merits, and NO FEE is due for consideration of this Information Disclosure Statement

5.	$\bowtie$	Submission in Accordance with 37 CFR 1.97(C).			
		This Information Disclosure Statement is being filed before the first mailing date of either			
		A final action under § 1.113; or			
		☐ A notice of allowance under § 1.311.			
		A fee is due for consideration of this Information Disclosure Statement and the fee is paid below; or			
		This Information Disclosure Statement is accompanied by one of the certifications pursuant to 37 CFR § 1.97(e), and NO FEE is due for consideration of this Information Disclosure Statement.			
6.		Submission in Accordance with 37 CFR 1.97(d).			
		This Information Disclosure Statement is being filed after the mailing date of either			
		☐ A final action under § 1.113; or			
		☐ A notice of allowance under § 1.311,			
		whichever comes first, but before payment of the issue fee, and is accompanied by			
		a. One of the certifications pursuant to 37 CFR § 1.97(e), which is set forth below;			
		<ul> <li>The attached petition requesting consideration of this Information Disclosure Statement; and</li> </ul>			
		c. The petition fee under 37 CFR § 1.17(i)(1), which is paid below.			
7.	Cert	fication Pursuant to 37 CFR 1.97(e).			
		The undersigned certifies that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application not more than three months prior to the filing of this Information Disclosure Statement; or			
		The undersigned certifies that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, or to my knowledge after making reasonable inquiry, was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.			

## Fee Payment Being Made.

- Enclosed
   \$180.00 fee for submission under 37 CFR \$ 1.97(c).
   \$130.00 fee for submission under 37 CFR \$ 1.97(d).
   A check in the amount of \$180.00 to cover the fee payment is enclosed.
   Charge the fee to Deposit Account No. 50-1529. A
- The Director is hereby authorized to charge payment of any additional fees associated with this Information Disclosure Statement or credit any overpayment to Deposit Account No. 50-1529. A duplicate copy of this communication is enclosed.

duplicate copy of this communication is attached.

Respectfully submitted

Gerald H. Kiel Reg. No. 25,116

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PTO/SB/08A (10-01)
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Substitute for form 1449A/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet

Complete if Known				
Application Number	10/804,258			
Filing Date	March 18, 2004			
First Named Inventor	Thomas Weyh			
Art Unit	2872			
Examiner Name	Mark A. Robinson			
Attorney Docket Number	GK-ZEI-3049D/500343.20242			

	U.S. PATENT DOCUMENTS					
Examiner Initials	Cite Document Number No. 1 Number - Kind Code <sup>2</sup> (if known	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
	us-5,587,832	12/24/1996	Norris			
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FOREIGN PATENT DOCUMENTS							
es	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Name of Patentee or Applicant of Cited Document	Publication Date MM-DD-YYYY	Foreign Patent Document  Country Code3 -Number4 - Kind Code5 (if known)		Examiner Initials	
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Signature Considered	Examiner	Date	
	Signature	Considered	

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<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. 3 Enter Office that Issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.